

**LEMON GROVE CITY COUNCIL
AGENDA ITEM SUMMARY**

Item No. 1.F
Mtg. Date April 5, 2016
Dept. Public Works

Item Title: Workers Compensation Insurance Coverage for Volunteers

Staff Contact: Mike James, Public Works Director

Recommendation:

Adopt a resolution (**Attachment A**) ratifying workers compensation insurance coverage for city approved volunteers.

Item Summary:

Staff continues to migrate the city's excess general liability and property insurance coverage to the CSAC – Excess Insurance Authority (EIA). During its discussions with the EIA it was discovered that the City has not provided a resolution detailing its past practice of providing workers compensation insurance to city volunteers to the EIA. The remaining portion of this staff report and resolution will detail the city's current volunteer program and conclude with staff's recommendation.

The City of Lemon Grove receives many benefits from the volunteer services provided by city residents, community organizations, faith based organizations and the business community. All persons who perform voluntary services, with the written approval of the appropriate department, without pay for the City of Lemon Grove are designated employees of the City of Lemon Grove for the purposes of workers compensation insurance. State Labor Code Section 3363.5 provides that the City may, by adoption of appropriate resolution, deem such volunteers to be City employees for the purposes of workers compensation laws while rendering such volunteer services. The persons not included, unless otherwise required by law, are persons who perform public or community services without remuneration pursuant to an order of the court.

Each city department shall continue to maintain a record of persons who have been approved and who perform voluntary service without pay for each respective department. The records shall include, but not be limited to, name, dates and hours of the service performed, and the description of the work generally performed.

Staff recommends that the City Council adopts the resolution (**Attachment A**) ratifying workers compensation insurance coverage for city approved volunteers.

Fiscal Impact:

None.

Environmental Review:

- | | |
|---|---|
| <input checked="" type="checkbox"/> Not subject to review | <input type="checkbox"/> Negative Declaration |
| <input type="checkbox"/> Categorical Exemption, Section _____ | <input type="checkbox"/> Mitigated Negative Declaration |

Public Information:

- | | | |
|--|---|---|
| <input checked="" type="checkbox"/> None | <input type="checkbox"/> Newsletter article | <input type="checkbox"/> Notice to property owners within 300 ft. |
| <input type="checkbox"/> Notice published in local newspaper | <input type="checkbox"/> Neighborhood meeting | |

Attachments:

A. Resolution

Attachment A

RESOLUTION NO. 2016 -

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEMON GROVE, CALIFORNIA RATIFYING WORKERS COMPENSATION INSURANCE COVERAGE FOR CITY APPROVED VOLUNTEERS

WHEREAS, the City of Lemon Grove receives many benefits from the volunteer services provided by city residents, community organizations, faith based organizations, and the business community; and

WHEREAS, all persons who perform voluntary services, with the written approval of the appropriate department, without pay for the City of Lemon Grove are designated employees of the City of Lemon Grove for the purposes of workers compensation insurance; and

WHEREAS, State Labor Code Section 3363.5 provides that the City may, by adoption of appropriate resolution, deem such volunteers to be City employees for the purposes of workers compensation laws while rendering such volunteer services; and

WHEREAS, the persons not included, unless otherwise required by law, are persons who perform public or community services without remuneration pursuant to an order of the court; and

WHEREAS, the City Council supports providing workers compensation insurance coverage for volunteers of the City.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lemon Grove, California hereby:

1. Ratifies workers compensation insurance coverage for city approved volunteers; and
2. Directs the City Manager or designee to notify CSAC-EIA.

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